

FORM PTO-1390  
(REV. 01-2003)

US DEPARTMENT OF COMMERCE PATENT &amp; TRADEMARK OFFICE

ATTORNEY'S DOCKET NUMBER  
122518**TRANSMITTAL LETTER TO THE UNITED STATES  
DESIGNATED/ELECTED OFFICE (DO/EO/US)  
CONCERNING A FILING UNDER 35 U.S.C. 371**U.S. APPLICATION NO. (If known, see 37 CFR 1.5)  
New U.S. National Stage of PCT/JP03/08796INTERNATIONAL APPLICATION NO.  
PCT/JP03/08796INTERNATIONAL FILING DATE  
July 10, 2003PRIORITY DATE CLAIMED  
July 31, 2002TITLE OF INVENTION  
SOUND-ABSORBING STRUCTURE AND SOUND-ABSORBING UNITAPPLICANT FOR DO/EO/US  
Yasuhiko NISHIMURA

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☐ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☒ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☐ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
4. ☐ The US has been elected (Article 31).
5. ☐ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
  - a. ☐ is attached hereto (required only if not communicated by the International Bureau).
  - b. ☐ has been communicated by the International Bureau.
  - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2))
  - a. ☐ is attached hereto.
  - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
  - c. ☐ The International Application was filed in English.
7. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
  - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
  - b. ☐ have been communicated by the International Bureau.
  - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
  - d. ☐ have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☐ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☐ An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

**Items 11 to 20 below concern document(s) or information included:**

11. ☒ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☐ A preliminary amendment.
14. ☐ An Application Data Sheet under 37 CFR 1.76.
15. ☐ A substitute specification.
16. ☐ A power of attorney and/or change of address letter.
17. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 - 1.825.
18. ☐ A second copy of the published international application under 35 U.S.C. 154(d)(4).
19. ☐ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
20. ☐ Other items or information:

U.S. APPLICATION NO. (if known, see 37 CFR 1.5) New U.S. National Stage of PCT/JP03/08796	INTERNATIONAL APPLICATION NO. PCT/JP03/08796	ATTORNEY'S DOCKET NUMBER 122518
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21. <input type="checkbox"/> The following fees are submitted:	<b>CALCULATIONS</b> <b>PTO USE ONLY</b>																																									
<b>BASIC NATIONAL FEE (37 CFR 1.492(a)):</b> ..... \$ 300.00 <b>SEARCH FEE (37 CFR 1.492(b)(1)-(3)):</b> International search fee (37 CFR 1.445(a)(2)) paid to USPTO as ISA..... \$ 100.00 International search report provided to USPTO no later than the time at which the search fee is paid ..... \$ 400.00 All situations not provided for above ..... \$ 500.00 <b>EXAMINATION FEE (37 CFR 1.492(c)(1)-(2)):</b> International preliminary examination report prepared by the USPTO as IPEA and favorable as to novelty, inventive step, and industrial applicability for all claims presented in the application entering the national stage ..... \$ 100.00 All situations not provided for above ..... \$ 200.00 Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(e)). <table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 20%;">TOTAL PAGES OF APPLICATION OVER 100 ( - 100)</td> <td style="width: 10%; text-align: center;">+ 50</td> <td style="width: 10%; text-align: center;">= †</td> <td style="width: 10%; text-align: center;">x 250 =</td> <td style="width: 10%; text-align: center;">\$</td> <td style="width: 40%;"></td> </tr> </table> †round up to next integer <table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 20%; text-align: center;">CLAIMS</td> <td style="width: 10%; text-align: center;">NUMBER FILED</td> <td style="width: 10%; text-align: center;">NUMBER EXTRA</td> <td style="width: 10%; text-align: center;">RATE</td> <td style="width: 10%; text-align: center;">\$</td> <td style="width: 40%;"></td> </tr> <tr> <td>TOTAL CLAIMS</td> <td style="text-align: center;">- 20</td> <td style="text-align: center;">=</td> <td style="text-align: center;">x 50.00 =</td> <td style="text-align: center;">\$</td> <td></td> </tr> <tr> <td>INDEPENDENT CLAIMS</td> <td style="text-align: center;">- 3</td> <td style="text-align: center;">=</td> <td style="text-align: center;">x 200.00 =</td> <td style="text-align: center;">\$</td> <td></td> </tr> <tr> <td colspan="4">MULTIPLE DEPENDENT CLAIM(S)(if applicable)</td> <td style="text-align: center;">+ 360.00 =</td> <td style="text-align: center;">\$</td> </tr> <tr> <td colspan="5" style="text-align: right;"><b>TOTAL OF ABOVE CALCULATIONS =</b></td> <td style="text-align: center;">\$</td> </tr> </table> <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2. <div style="text-align: right; margin-right: 20px;"><b>SUBTOTAL =</b></div> <div style="text-align: center;">\$</div> Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)). <div style="text-align: right; margin-right: 20px;"><b>TOTAL NATIONAL FEE =</b></div> <div style="text-align: center;">\$</div> Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property + <div style="text-align: right; margin-right: 20px;"><b>TOTAL FEES ENCLOSED =</b></div> <div style="text-align: center;">\$</div> <table style="width: 100%; border-collapse: collapse; margin-top: 10px;"> <tr> <td style="width: 60%;"></td> <td style="width: 20%; text-align: right;">Amount to be refunded:</td> <td style="width: 20%; text-align: center;">\$</td> </tr> <tr> <td></td> <td style="text-align: right;">charged:</td> <td style="text-align: center;">\$</td> </tr> </table>	TOTAL PAGES OF APPLICATION OVER 100 ( - 100)	+ 50	= †	x 250 =	\$		CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	\$		TOTAL CLAIMS	- 20	=	x 50.00 =	\$		INDEPENDENT CLAIMS	- 3	=	x 200.00 =	\$		MULTIPLE DEPENDENT CLAIM(S)(if applicable)				+ 360.00 =	\$	<b>TOTAL OF ABOVE CALCULATIONS =</b>					\$		Amount to be refunded:	\$		charged:	\$
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<b>TOTAL OF ABOVE CALCULATIONS =</b>					\$																																					
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	charged:	\$																																								

a. <input type="checkbox"/> A check in the amount of \$_____ to cover the above fees is enclosed. b. <input type="checkbox"/> Please charge my Deposit Account No. _____ in the amount of \$_____ to cover the above fees. A duplicate copy of this sheet is enclosed. c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>15-0461</u> . A duplicate copy of this sheet is enclosed. d. <input type="checkbox"/> Fees are to be charged to a credit card. <b>WARNING:</b> Information on this form may become public. <b>Credit card information should not be included on this form.</b> Provide credit card information and authorization on PTO-2038.	<p><b>NOTE:</b> Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.</p> <p>SEND ALL CORRESPONDENCE TO:          OLIFF &amp; BERRIDGE, PLC          Customer Number: 25944</p> <p>Date <u>February 16, 2005</u></p>
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NAME: James A. Oliff REGISTRATION NUMBER: 27,075	NAME: Jesse O. Collier REGISTRATION NUMBER: 53,839
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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Yasuhiko NISHIMURA

Application No.: New U.S. National Stage of  
PCT/JP03/08796

Filed: January 25, 2005

Docket No.: 122518

For: SOUND-ABSORBING STRUCTURE AND SOUND-ABSORBING UNIT

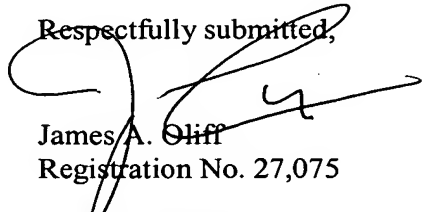
INFORMATION DISCLOSURE STATEMENTCommissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 CFR §1.56, the attention of the Patent and Trademark Office is hereby directed to the reference listed on the attached PTO-1449. Unless otherwise indicated herein, one copy of each reference is attached. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the reference be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

- ☒ 1. This Information Disclosure Statement is being filed (a) within three months of the U.S. filing date of this non-CPA application, OR (b) before the mailing date of a first Office Action on the merits in the present application. No certification or fee is required.
- ☒ 2. The reference was cited in the International Search Report. An English language version of the International Search Report was submitted with Applicant's January 25, 2005 Information Disclosure Statement.
- ☒ 3. In accordance with 37 CFR §1.98(a)(2)(ii), copies of any U.S. patents and patent application publications are not attached.

Respectfully submitted,

  
James A. Oliff  
Registration No. 27,075Jesse O. Collier  
Registration No. 53,839

JAO:JOC/crh

Date: February 16, 2005

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DEPOSIT ACCOUNT USE AUTHORIZATION Please grant any extension necessary for entry; Charge any fee due to our Deposit Account No. 15-0461
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Form PTO-1449 (REV. 8-83)		US Dept. of Commerce PATENT & TRADEMARK OFFICE		ATTY DOCKET NO. 122518		APPLICATION NO. New U.S. National Stage of PCT/JP03/08796	
INFORMATION DISCLOSURE STATEMENT  (Use several sheets if necessary)				APPLICANT Yasuhiko NISHIMURA			
				FILING DATE January 25, 2005			
U.S. PATENT DOCUMENTS							
EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	
	1	4,221,094	09/09/1980	Murdock			
FOREIGN PATENT DOCUMENTS							
		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	
OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, etc.)							
EXAMINER					DATE CONSIDERED		
Examiner: Initial if citation considered, whether or not citation is in conformance with M.P.E.P. 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.							

Date: February 16, 2005